

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2012-007039-001 DT

08/28/2012

JUDGE PRO TEM JERRY BERNSTEIN

CLERK OF THE COURT

D. Pico

Deputy

STATE OF ARIZONA

MICHAEL A ANDERSON

v.

FELIPE ESPINO-CASTILLO (001)

DOB: 02/09/1985

JAMES BUESING

APO-SENTENCINGS-CCC

APPEALS-CCC

DISPOSITION CLERK-CSC

RFR

SUSPENSION OF SENTENCE - UNSUPERVISED PROBATION

10:38 a.m.

Courtroom CCB 902

State's Attorney: Daniel Strange for Michael A. Anderson

Defendant's Attorney: James Buesing

Defendant: Present

Court Reporter, Wanda Bauer, is present.

A record of the proceeding is also made by audio and/or videotape.

Count(s) 2 and 3: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2012-007039-001 DT

08/28/2012

OFFENSE: Count 2: FORGERY

Class 4 felony

A.R.S. § 13-2002, 13-2001, 13-701, 13-702, 13-702.01 and 13-801

Date of Offense: 06/15/2010

Non Dangerous - Non Repetitive

OFFENSE: Count 3 FORGERY

Class 4 felony

A.R.S. § 13-2002, 13-2001, 13-701, 13-702, 13-702.01 and 13-801

Date of Offense: 03/29/2010

Non Dangerous - Non Repetitive

IT IS ORDERED suspending imposition of sentence and placing defendant on Unsupervised Probation to be monitored by the Adult Probation Department (APD) in accordance with APD's Compliance Monitoring Standards:

Count 2 Probation Term: 15 months

To begin 08/28/2012.

Count 3 Probation Term: 15 months

To begin 08/28/2012.

IT IS ORDERED that probation in Count 2 shall run concurrent with probation in Count 3.

Conditions of probation include the following:

Condition 2 - Not possess or control any stun guns, tasers, firearms, ammunition, deadly, or prohibited weapons as defined by A.R.S. § 13-3101.

Condition 5 - If deported or processed through voluntary departure, will not return to the United States illegally during the term of probation. If deported, all conditions, except Condition 5, are suspended.

Condition 6 - Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of any conditions completed. Comply with any written directive of the APD to enforce compliance with the conditions of probation.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2012-007039-001 DT

08/28/2012

Condition 7 - Notify APD within 10 days of any change of address and/or telephone number.

Condition 8 - Request and obtain permission of the APD prior to leaving the state.

Condition 11 - Actively participate and cooperate in the following program(s):

Alcohol Counseling

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 2 - \$65.00 per month, beginning on a date to be determined by the Adult Probation Department.

PROBATION SURCHARGE: Count 2 - \$20.00 payable on a date to be determined by the Adult Probation Department.

All amounts payable through the Clerk of the Superior Court.

The Court retains jurisdiction for any future restitution hearings. Defendant waives his presence at same.

Condition 18 - Count 2: Be incarcerated in the county jail for 90 day(s), beginning 08/28/2012 with credit for 90 day(s) served.

Not to be released until 08/28/2012.

Report to the APD within 72 hours of release from jail. Comply with all program rules.

Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.

2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS ORDERED granting the Motion to Dismiss the following: Counts 1, 4, 5, 6 and 7.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2012-007039-001 DT

08/28/2012

Count(s) 2: IT IS ORDERED remanding Defendant to the custody of the Maricopa County Sheriff. (Time served.)

Count(s) 3: IT IS FURTHER ORDERED Defendant be released from custody for this count only.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes and pay the applicable fee for the cost of that testing in accordance with A.R.S. § 13-610.

The presentence investigation report is filed under CR2012-007039-001.

10:47 a.m. Matter concludes.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2012-007039-001 DT

08/28/2012

Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ JUDGE PRO TEM JERRY BERNSTEIN
JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)